

Prowadzący	dr Przemysław Bryłowski
Oferta PJO*	TAK / NIE **
Oferta PJOE*	TAK / NIE **
Kierunek, rok, stopień dla PJO (*obowiązkowe)	Zgodnie z Państwa uznaniem - proponuję ZAZ II st. I r., EK II st. I r.
Semestr roku 2022/2023	zimowy / letni**

* PJO – przedmiot w języku obcym dla studentów polskich / PJOE – przedmiot w języku obcym dla studentów Erasmus+

** zostawić właściwe

BASIC INFORMATION ABOUT THE SUBJECT (INDEPENDENT OF THE CYCLE)

Module name	Introduction to business and commercial law (Wprowadzenie do prawa gospodarczego i handlowego)
Erasmus code	b/d
ISCED code	(0421) Legal science (nauki prawne)
Language of instruction	English
Website	https://www.umcs.pl/en/courses-in-english-2021-2022,21582.htm (dla PJOE)
Prerequisites	Good command of English language both spoken and written
ECTS points hour equivalents	Contact hours (work with an academic teacher): 30 Total number of hours with an academic teacher: 30 Number of ECTS points with an academic teacher: Non-contact hours (students' own work): 45 Total number of non-contact hours: 45 Number of ECTS points for non-contact hours: Total number of ECTS points for the module:
Educational outcomes verification methods	Written exam consisting in an independent, creative solution of a given task. The grade is issued on the basis of a written work prepared by students. The assessment covers: - formal correctness of the work; - substantive correctness of the work; - the ability to relate to the practical aspects of the described issues; - selection of sources (including literature and jurisprudence); Rating on a scale from 2 (fail) to 5 (very good).
Description	Introduction to business and commerce law The lecture will cover the following elements (parts): 1. Introduction to jurisprudence (Wstęp do nauki o prawie) – 6 g The subject of the lecture shall be to familiarize students with the concept of: law (with the indication of its division into disciplines), legal provision and a legal norm. The principles of constructing and exegesis of the legal text will also be presented. In addition, the concepts of legal capacity, legal ability to act, judicial and procedural capacity (and postulatory capacity) of natural and legal persons and organizational units with legal capacity will be presented. The concept of subjective law will also be presented. 2. Elements of International business and commerce law (Elementy międzynarodowego prawa gospodarczego i handlowego) – 18 g In this part of the lecture, issues related to running a business will be presented. In particular the lecture shall be focused on how the status of entrepreneurs is understood in various legal systems in Europe. These shall be followed by the depiction of principles of entrepreneurs registration, legal forms that are used to conduct business, and the principles of entrepreneurs representation. Next, general issues related to contracts and determining the law applicable to determining legal effects in given factual circumstances will be presented. 3. Intellectual property rights legal protection (Ochrona praw własności intelektualnej) – 8 g The last part of the lecture shall be focused on presentation of issues

	related to copyright (and related rights) as well as industrial property rights. The scope of exclusive rights and the procedures used to protect them will be described.
Reading list	<p>1.W. Dajczak, P. Wiliński, T. Nieborak, Foundations of law. The Polish perspective, Warszawa 2021,</p> <p>2. R. Goode, E. McKendric, Goode and McKendrick on Commercial Law, 6th Edition, 2021</p> <p>3. M. Heideman, Transnational Commercial Law, London, 2018</p> <p>4. Ch. Twigg – Flesner, Foundations of International Commercial Law, Routledge, 2022</p> <p>5. J. R. Mata Dona, N. Lavranos, International Arbitration and EU Law, New York 2021</p> <p>6. Aneta Skorupa-Wulczyńska, Legal English. Civil and Commercial Law, Warszawa 2016</p>
Educational outcomes	<p>KNOWLEDGE:</p> <p>W1: The student lists and understands the basic institutions of commercial law</p> <p>W2: The student understands the concept of "organizational unit"; "legal person"; "commercial company";</p> <p>W3: The student lists and understands the basic institutions of commercial law, including commercial companies law</p> <p>W4: The student describes the concepts related to the rights and obligations of partners.</p> <p>W5: The student explains the role of personal data and their protection in the functioning of commercial companies.</p> <p>SKILLS:</p> <p>U1: The student notices the application of commercial law (including company law) in management.</p> <p>U2: The student notices the application of the personal data protection law in management.</p> <p>U3: The student is able to assume the duties of a business manager.</p> <p>U4: The student uses the institution of commercial law (including company law) in modeling and interpreting economic phenomena.</p> <p>U5: The student optimizes the structure and functioning of the enterprise.</p> <p>Social competence (attitude):</p> <p>K1: The student is able to find the provisions regulating the formation, operation and termination of entrepreneurs (and the protection of personal data within this framework).</p> <p>K2: The student is able to find judicial decisions regarding the formation, functioning and dissolution of entrepreneurs (and the protection of personal data within this framework).</p> <p>K3: The student shows attitudes of independent action in learning and organization of own work.</p>
Practice	n/a

INFORMATION ABOUT CLASSES IN THE CYCLE

Website	https://www.umcs.pl/en/courses-in-english,21103.htm (dla PJOE)
Educational outcomes verification methods	<p>Written exam consisting in an independent, creative solution of a given task.</p> <p>The grade is issued on the basis of a written work prepared by students.</p> <p>The assessment covers:</p> <ul style="list-style-type: none"> - formal correctness of the work; - substantive correctness of the work; - the ability to relate to the practical aspects of the described issues; - selection of sources (including literature and jurisprudence); <p>Rating on a scale from 2 (fail) to 5 (very good).</p>
Comments	
Reading list	<ol style="list-style-type: none"> 1. W. Dajczak, P. Wiliński, T. Nieborak, Foundations of law. The Polish perspective, Warszawa 2021, 2. R. Goode, E. McKendric, Goode and McKendrick on Commercial Law, 6th Edition, 2021 3. M. Heideman, Transnational Commercial Law, London, 2018 4. Ch. Twigg – Flesner, Foundations of International Commercial Law, Routledge, 2022 5. J. R. Mata Dona, N. Lavranos, International Arbitration and EU Law, New York 2021 6. Aneta Skorupa-Wulczyńska, Legal English. Civil and Commercial Law, Warszawa 2016
Educational outcomes	<p>KNOWLEDGE:</p> <p>W1: The student lists and understands the basic institutions of commercial law</p> <p>W2: The student understands the concept of "organizational unit"; "legal person"; "commercial company";</p> <p>W3: The student lists and understands the basic institutions of commercial law, including commercial companies law</p> <p>W4: The student describes the concepts related to the rights and obligations of partners.</p> <p>W5: The student explains the role of personal data and their protection in the functioning of commercial companies.</p> <p>SKILLS:</p> <p>U1: The student notices the application of commercial law (including company law) in management.</p> <p>U2: The student notices the application of the personal data protection law in management.</p> <p>U3: The student is able to assume the duties of a business manager.</p> <p>U4: The student uses the institution of commercial law (including company law) in modeling and interpreting economic phenomena.</p> <p>U5: The student optimizes the structure and functioning of the enterprise.</p> <p>Social competence (attitude):</p> <p>K1: The student is able to find the provisions regulating the formation, operation and termination</p>

	<p>of entrepreneurs (and the protection of personal data within this framework).</p> <p>K2: The student is able to find judicial decisions regarding the formation, functioning and dissolution of entrepreneurs (and the protection of personal data within this framework).</p> <p>K3: The student shows attitudes of independent action in learning and organization of own work.</p>
A list of topics	<ol style="list-style-type: none"> 1. The concept of law, legal provision and legal norm. 2. The concept and position of commercial law among legal sciences and disciplines of law. 3. The concept of a legal entity, a natural person, a collective entity, a legal person. 4. Status of the entrepreneur, rules for registering entrepreneurs. 5. Principles of representation of entrepreneurs. 6. External and internal forms of organization of entrepreneurs. 7. Groupings of companies, holding (concern) law, the concept of corporate veil, forms of cross-border business activity. 8. The concept of a trade agreement. 9. The concept of intellectual property rights. 10. International protection of intellectual property rights. 11. International private law, sources and the notion of a connector. 12. Rules for determining the law applicable to a given legal relationship. 13. Supranational (cross-border) rights, UNICITRAL. 14. The concept of evasion of tax law. 15. Methods of resolving disputes between entrepreneurs - international commercial arbitration.
Teaching methods	Academic lecture aided with multimedia presentation, also template case solving tasks done under supervision
Assessment methods	<p>Written exam consisting in an independent, creative solution of a given task.</p> <p>The grade is issued on the basis of a written work prepared by students.</p> <p>The assessment covers:</p> <ul style="list-style-type: none"> - formal correctness of the work; - substantive correctness of the work; - the ability to relate to the practical aspects of the described issues; - selection of sources (including literature and jurisprudence); <p>Rating on a scale from 2 (fail) to 5 (very good).</p>